

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

116

COCp-104-2022

Date of Decision :22.02.2022

OM PATI AND ANOTHER

...Petitioners

Versus

ARUN KUMAR GUPTA

....Respondent

Coram : Hon'ble Mr. Justice B.S. Walia

Present : Mr. S. K. Verma, Advocate for the petitioners.

B.S. Walia, J. (VC)

[1] Case is being taken up for hearing through Video Conferencing due to Covid-19 pandemic.

[2] Prayer in the petition is for initiating proceedings against the respondent for intentional and willful defiance of order Annexure P/1 dated 21.01.2021, in CWP-21564-2020.

2. A perusal of order Annexure P/1 dated 21.01.2021, reveals that CWP-21564-2020, was disposed of by directing the respondent to consider and decide legal notice dated 18.09.2020 within three months while keeping in view the contentions raised by the counsel as had been noticed by the High Court in its order dated 21.01.2021 and in case the petitioners were held entitled to the benefits claimed, to release the same to the petitioners within two months thereafter and in case there was any legal impediments then a reasoned order be passed and conveyed to the petitioners.

3. Mr. Pawan Kumar Longia, DAG, Haryana, has produced

petitioner. The same is taken on record. Copy thereof supplied to learned counsel for the petitioner, who states that in view of order dated 17.02.2022 having been passed in compliance of order dated 21.01.2021, in CWP-21564-2020, the petitioner is not interested in pursuing the contempt petition and the same may be disposed of as such while granting liberty to the petitioner to challenge order dated 17.02.2022, by way of appropriate proceedings, in accordance with law.

4. Learned DAG contends that in view of order dated 17.02.2022, having been passed in compliance of order dated 21.01.2021, no action under the Contempt of Courts Act, 1971, is called for against the respondent.

5. I have considered the submissions of learned counsel.

6. Admittedly, order dated 17.02.2022, has been passed in compliance of order dated 21.01.2021, in CWP-21564-2020. In the circumstances, no action under the Contempt of Courts Act, 1971, is called for against the respondent. Accordingly, the contempt petition is disposed of as such while granting liberty to the petitioner to challenge order dated 17.02.2022, by way of appropriate proceedings, in accordance with law.

7. Rule discharged.

(B.S. Walia)
Judge

22.02.2022
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<i>Whether speaking/ reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>